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ENAF/3721  
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PATENT  
#23/80  
3mos  
Notice of Appeal



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Gregory Scott Duncan et al.

Confirmation No.: 3825

Application No.: 09/217,878

Group Art Unit: 3721

Filing Date: December 21, 1998

Examiner: John Sipos

For: HEAT SEAL APPARATUS FOR LENS PACKAGES

EXPRESS MAIL LABEL NO: EL 827223913 US  
DATE OF DEPOSIT: June 12, 2003

EL827223913US

MAIL STOP AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

RECEIVED

JUN 17 2003

TECHNOLOGY CENTER R3700

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF APPEALS

Applicant hereby appeals to the Board of Appeals from the Decision of the Primary Examiner mailed **December 17, 2002** finally rejecting claims **26-35** of the above-identified patent application.

The item(s) checked below are appropriate:

1. STATUS OF APPLICANT

- ☐ Applicant(s) has previously claimed small entity status under 37 CFR §1.27.
- ☐ Applicant(s) by its/their undersigned attorney, claims small entity status under 37 CFR §1.27 as:
- ☐ an Independent Inventor
- ☐ a Small Business Concern
- ☐ a Nonprofit Organization

2. EXTENSION OF TIME

06/16/2003 MAHME1 00000049 09217878

01 FC:1401  
02 FC:1253

320.00 OP  
930.00 OP

The proceedings herein are for a patent application and the provisions of 37 CFR § 1.136 apply.

- ☒ Applicant petitions for an extension of time under 37 CFR 1.136 (fees: 37 § CFR 1.17(a)(1)-(4)) for the total number of months checked below:

	SMALL ENTITY		NOT SMALL ENTITY	
	RATE	FEE	RATE	FEE
<input type="checkbox"/> ONE MONTH EXTENSION OF TIME	\$55	\$	\$110	\$
<input type="checkbox"/> TWO MONTH EXTENSION OF TIME	\$205	\$	\$410	\$
<input checked="" type="checkbox"/> THREE MONTH EXTENSION OF TIME	\$465	\$	\$930	\$930.00
<input type="checkbox"/> FOUR MONTH EXTENSION OF TIME	\$725	\$	\$1450	\$
<input type="checkbox"/> FIVE MONTH EXTENSION OF TIME	\$985	\$	\$1970	\$
<input type="checkbox"/> LESS ANY EXTENSION FEE ALREADY PAID	minus	(\$ )	minus	(\$ )
<input checked="" type="checkbox"/> NOTICE OF APPEAL	\$160	\$	\$320	\$320.00
<b>TOTAL FEE DUE</b>		<b>\$0</b>		<b>\$1,250.00</b>

### 3. FEE PAYMENT

- ☒ A check in the amount of **\$1,250.00** is attached. Please charge any deficiency or credit any overpayment to Deposit Account No. 23-3050.
- ☐ Please charge my Deposit Account No. 23-3050 in the amount of \$ \_\_\_\_\_.00. This sheet is attached in duplicate.
- ☒ The Commissioner is hereby requested to grant an extension of time for the appropriate length of time, should one be necessary, in connection with this filing or any future filing submitted to the U.S. Patent and Trademark Office in the above-identified application during the pendency of this application. The Commissioner is further authorized to charge any fees related to any such extension of time to Deposit Account No. 23-3050. This sheet is provided in duplicate.

Date: June 12, 2003

  
\_\_\_\_\_  
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